

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

GIOVANNY RAMIREZ MOLINA,
on behalf of himself and all other
persons similarly situated,

Plaintiff,

-against-

**517 WEST PROPERTIES, LLC, and
ISAAC WETTENSTEIN,**

Defendants.

1:22-CV-3839 (ALC)

ORDER OF DISMISSAL

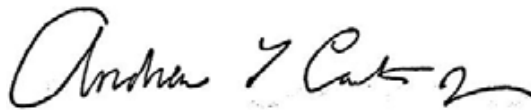
ANDREW L. CARTER, JR., United States District Judge:

On March 3, 2023, the Court ordered Plaintiff to show cause by March 17, 2023 as to why this action should not be dismissed without prejudice for failure to prosecute the case pursuant to Fed. R. Civ. P. 41(b). ECF No. 17. To date, Plaintiff has not responded to the Court's order. Accordingly, this case is dismissed without prejudice for failure to prosecute pursuant to Fed. R. Civ. P. 41(b). *See LeSane v. Hall's Sec. Analyst, Inc.*, 239 F.3d 206, 209 (2d Cir. 2001) ("[I]t is unquestioned that Rule 41(b) also gives the district court authority to dismiss a plaintiff's case *sua sponte* for failure to prosecute . . .").

SO ORDERED.

Dated: Apr. 10, 2023

New York, New York



ANDREW L. CARTER, JR.
United States District Judge